

To: Boomgaard, Craig[Boomgaard.Craig@epa.gov]
From: Connors, Kevin C.
Sent: Mon 9/16/2013 7:40:54 PM
Subject: RE: Solution

Craig,

Sorry to hear about the flooding in CO. I hope you and your family are safe and sound. Here is language that works for us. Please let me know what you think. Feel free to call if need be.

Take care.

A. _

B. Conformance with Laws and Regulations

C. _

The Commission shall administer the North Dakota Class VI UIC program consistent with the State's submission for program approval primacy application; this MOA; the SDWA which promulgates minimum federal requirements; State laws and regulations, which EPA has determined are at least as stringent as federal requirements; and any separate working agreements which shall be entered into with the Regional Administrator in concurrence by the Commission as necessary for the full administration of the Class VI UIC program.

Kevin C. Connors

CCS Supervisor

Oil and Gas Division

North Dakota Industrial Commission
Phone: (701) 328-8020

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kcconnors@nd.gov

The following email was received from Kevin C. Connors
on 09/12/2013 at 12:23 PM. The email was sent from
Kevin C. Connors, North Dakota Department of Health,
at Kevin.C.Connors@nd.gov.

From: Boomgaard, Craig [mailto:Boomgaard.Craig@epa.gov]
Sent: Thursday, September 12, 2013 12:23 PM
To: Connors, Kevin C.
Subject: RE: Solution

Kevin,

We've been having some weather issues down here.

Anyway, here are proposed sets languages.

The Commission shall administer the North Dakota Class VI UIC program consistent with the State's submission for program approval, this MOA, the SDWA, promulgated minimum federal requirements, EPA approved State laws and regulations, and any separate working agreements which shall be entered into with the Regional Administrator in concurrence by the Commission as necessary for the full administration of the Class VI UIC program.

The Commission shall administer the North Dakota Class VI UIC program consistent

with the State's submission for program approval, this MOA, the SDWA, promulgated minimum federal requirements, State regulations that meet minimum federal requirements and federal laws and regulations, and any separate working agreements which shall be entered into with the Regional Administrator in concurrence by the Commission as necessary for the full administration of the Class VI UIC program.

I've got a meeting I will give you a call afterwards to discuss.

Craig

From: Connors, Kevin C. [<mailto:keconnors@nd.gov>]
Sent: Wednesday, September 11, 2013 3:41 PM
To: Boomgaard, Craig
Subject: Solution

Please find the solution to this issue below. This is a simple fix that addresses the commenters concerns.

C. Conformance with Laws and Regulations

The Commission shall administer the North Dakota Class VI UIC program consistent with the State's submission for program approval, this MOA, the SDWA, which promulgated minimum requirements, State and federal laws and regulations, and any separate working agreements which shall be entered into with the Regional Administrator in concurrence by the Commission as necessary for the full administration of the Class VI UIC program.

Kevin C. Connors

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From: Boomgaard, Craig [<mailto:Boomgaard.Craig@epa.gov>]
Sent: Wednesday, September 11, 2013 12:51 PM
To: Connors, Kevin C.
Subject:

Kevin,

Talked with legal. Right now it's not wrong, but if we made either of the two edits it would help clarify. I guess the commenter is a lawyer. We have to keep the "promulgated minimum requirements", but we could do either of the two below. I'm guessing you'll like option 2.

The Commission shall administer the North Dakota Class VI UIC program consistent with the state's submission for program approval, this MOA, the SDWA, current federal statutes and regulations, promulgated minimum requirements, ~~state and~~ federal law, and any separate working agreements which shall be entered into with the Regional

Administrator in concurrence by the state as necessary for the full administration of the Class VI UIC program.

Or

The Commission shall administer the North Dakota Class VI UIC program consistent with the state's submission for program approval, this MOA, the SDWA, current federal statutes and regulations, promulgated minimum requirements, ~~state and federal law~~, and any separate working agreements which shall be entered into with the Regional Administrator in concurrence by the state as necessary for the full administration of the Class VI UIC program.

Craig Boomgaard, P.G., PMP

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***** ATTACHMENT NOT DELIVERED *****This
Email message contained an attachment named image001.jpg which may be a
computer program. This attached computer program could contain a computer virus
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introduced into the EPA network. EPA is deleting all computer program
attachments sent from the Internet into the agency via Email. If the message
sender is known and the attachment was legitimate, you should contact the
sender and request that they rename the file name extension and resend the
Email with the renamed attachment. After receiving the revised Email,
containing the renamed attachment, you can rename the file extension to its
correct name. For further information, please contact the EPA Call Center
at (866) 411-4EPA (4372). The TDD number is (866) 489-

4900.***** ATTACHMENT NOT DELIVERED *****